

not effect the August 18, 2003 filing date accorded that application, nor its priority date of August 16, 2002. The facts are as follows:

1. A provisional application was filed on August 16, 2002. That application was assigned application number 60/403,660.
2. The instant application was filed non-provisionally on August 18, 2003, claiming priority to the above mentioned provisional application. The instant application has been assigned application number 10/642,309. This non-provisional application did not include a declaration and omitted drawing Figs. 9-10.
3. A Notice to File Missing Parts was mailed on June 18, 2004 which indicated that a properly executed declaration and Figs. 9-10 were not deposited in the Patent Office with the non-provisional application papers.
4. The subject matter of Figs. 9-10 was described in the non-provisional specification at page 21, lines 1-20. Therefore, submission of Figs. 9-10 does not introduce any new subject matter that would effect the filing date accorded this application.
5. The provisional application 60/403,660, upon which this application claims priority included Figs. 9-10, labeled as Figs. 8-9. Thus, the information illustrated in the Figs. was already included in the file by virtue of this application's claim of priority to the earlier filed provisional application.

No fee is believed to be incurred upon the filing of this Amendment. In the event any fee is due from this filing, the Patent Office is authorized to charge or credit any difference to the undersigned's Deposit Account No. 50-0206.

Respectfully submitted,

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By: 

Phillip D. Mancini
Registration No. 46,743

Kevin T. Duncan
Registration No. 41,495

KTD/PDM/gjc

HUNTON & WILLIAMS
Intellectual Property Department
1900 K Street, N.W., Suite 1200
Washington, D.C. 20006-1109
(202) 955-1500 (Telephone)
(202) 778-2201 (Facsimile)